

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application)
 No. Unknown) For: METHOD AND APPARATUS
) FOR SELECTING A SERVING
) SECTOR IN A DATA
) COMMUNICATION SYSTEM
 ATTAR et al.)
)
 Examiner: Unknown)
)
 Filed: herewith) Group No. Unknown

INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR § 1.97

Mail Stop Patent Application
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Dear Commissioner:

Applicants through their attorney submit herewith, in accordance with 37 CFR §1.98, a list references of which they are aware, which they believe may be material to the examination of this application and with respect to which there may be a duty to disclose in accordance with 37 CFR § 1.56.

CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8(a))

I hereby certify that this correspondence is, on the date shown below, being:

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deposited with the United States Postal Service with sufficient postage as Express Mail, in an envelope addressed to
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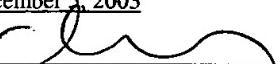
Depositor's Name: _____
(type or print name)

Depositor's Name: Karyn D. Lao
(type or print name)

Date: _____

Date: December 5, 2003

Signature: _____

Signature: 

Some of these references have been previously submitted in the co-pending U.S. application serial no. 09/892,378, filed June 26, 2001, entitled, "METHOD AND APPARATUS FOR SELECTING A SERVING SECTOR IN A DATA COMMUNICATION SYSTEM," and currently assigned to the assignee of the present application.

While the references identified herein may be material to the examination of this application pursuant to 37 CFR § 1.56, the citation of these references is not intended to constitute an admission that any reference referred to herein is prior art to the invention of this application unless specifically designated as such.

The filing of this document shall not be construed to mean that any search has been made or, that if made such search was complete or exhaustive, or that no other material information as defined in 37 CFR § 1.56 exists.

A list of the references cited herein is set forth on Form PTO-1449 which is enclosed herewith. In accordance with 37 CFR § 1.98(d) Applicants are not required to submit copies of the references and accordingly have not provided copies herewith. Applicants respectfully request that the Examiner return to Applicants the enclosed copy of the Form PTO-1449 indicating consideration of the references.

The subject application is believed patentable over any of the above-references. .

Respectfully submitted,

Dated: 12/5/2003

By: 
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FORM PTO-1449 U.S. DEPARTMENT OF COMMERCE (REV. 7-80) PATENT AND TRADEMARK OFFICE		ATTY. DOCKET NO. 010032C1	APPLICATION NO. Unknown
INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use several sheets if necessary)</i>		APPLICANT ATTAR et al.	
DATE MAILED: 12/5/2003		FILING DATE herewith	GROUP Unknown

U.S. PATENT DOCUMENTS

EXAMINER INITIAL	Ref No	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROPRIATE
	A1	4,901,307	02/13/1990	Gilhousen et al.			
	A2	5,103,459	04/07/1992	Gilhousen et al.			
	A3	5,504,773	04/02/1996	Padovani et al.			
	A4	5,267,261	11/30/1993	Blakeney, II et al.			
	A5	5,933,462	08/03/1999	Viterbi et al.			
	A6	5,933,787	08/03/1999	Gilhousen et al.			
	A7	6,205,129B1	03/20/2001	Esteves et al.			
	A8	6,229,795	05/08/2001	Pankaj et al.			
	A9	5,886,988	03/23/1999	Yun et al.			
	A10	5,999,522	5,999,522	Rohani			
	A11	6,504,828	1/7/2003	Corbett			
	A12	5,428,818	6/27/1995	Meidan et al.			
	A13	6,085,108	7/4/2000	Knutsson et al.			

FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL	Ref No	DOCUMENT NUMBER	DATE	COUNTRY	NAME	CLASS	SUB CLASS
	B1	9923844	5/14/1999	WO	Qualcomm		
	B2						
	B3						

OTHER PRIOR ART (Including Author, Title, Date, Pertinent Page, Etc.)

C1		Jalali, et al. "Data Throughput of CDMA-HDR a High Efficiency-High Data Rate Personal Communication Wireless System," IEEE Vehicular Technology Conference, 3(3): 1854-1858 (May 15, 2000).
C2		
C3		

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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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